

## UNITED STATES DISTRICT COURT

for the

Eastern District of Washington

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

May 18, 2020

SEAN F. McAVOY, CLERK

United States for the use of MARK A. MORGAN, doing  
business as Morgan Industries Paving and Landscaping,*Plaintiff*

v.

Harry Johnson Plumbing & Excavation INC., a  
Washington corporation; Coburn Contractors, LLC, an  
Alabama limited liability company, Hartford Fire  
Insurance Company, a Connecticut company; and  
Nationwide Mutual Insurance Company, an Ohio company,*Defendant*

Civil Action No. 4:18-cv-05158-SMJ

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) \_\_\_\_\_ recover from the  
defendant (*name*) \_\_\_\_\_ the amount of  
\_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment  
interest at the rate of \_\_\_\_\_ %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) \_\_\_\_\_  
\_\_\_\_\_ recover costs from the plaintiff (*name*) \_\_\_\_\_  
\_\_\_\_\_.

☒ other:

Defendants' Motion to Correct Clerical Mistake Pursuant to Fed. R. Civ. P. 60(a), ECF No. 74, is GRANTED.  
The Court clarifies that Plaintiff's claim under the Miller Act against Nationwide is DISMISSED WITH PREJUDICE.  
Judgment entered in favor of Defendant Nationwide.

This action was (*check one*):

☐ tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has  
rendered a verdict.

☐ tried by Judge \_\_\_\_\_ without a jury and the above decision  
was reached.

☒ decided by Judge Salvador Mendoza, Jr. on a motion for Summary Judgment.

Date: May 18, 2020

CLERK OF COURT

SEAN F. McAVOYs/ Sara Gore

(By) Deputy Clerk

Sara Gore